IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 777 /2002

PETITIONERS : 1. Sushil Kumar Agrawal, son of Shri Vishnu Prasad Agrawal, aged about 31 years, Occupation - Journalist ( Distt. Representative, Weekly ) " Sangharsh Ke Swar " , Resident of C/o Sumeet Medical Stores, Bamahni Bazar, Tehsil Champa, District Janjhgir Champa, Chhattisgarh.

P.R. No. 7-2-02
Presented by Shri Ashutosh Shrivastava
dated 7/2/02

2. Anil Kumar Singhania son of Shankarlal Singhania aged about 40 years, resident of Bamhani Dih, Tehsil Champa Distt. Janjhgir Champa, Occupation - Cultivator.

शपथ आयुक्त, छत्तीसगढ़ बिलासपुर

Versus

RESPONDENTS : 1. State of Chhattisgarh through Secretary, Department of Public Grievance Redressal, Mantralaya, D.K.S.Building, Raipur, Chhattisgarh.

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2. Collector, Janjhgir Champa, Chhattisgarh.

3. Superintendent of Police, Janjhgir Champa,

(8)



4. Chief Executive Officer, Janpad Panchayat, Bamhani Dih, District Janjhgir Champa.

5. Ramlal Sehare son of Gudgu Mahara, Adhyakasha, Janpad Panchayat, Bamhni Dih, Tehsil Champa, Distt. Janjhgir Champa, Chhattisgarh.

6. Dr. Mohanlal Sehare son of Gudgu Mahara, Occupation Service, Assistant Surgeon, Presently placed under suspension attached to the Office of Chief Medical and Health Officer, Bilaspur CHHATTISGARH.

PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF QUO WARANTO, AGAINST RESPONDENT NO.5 FOR HIS REMOVAL FROM THE OFFICE OF ADHYAKASHA, AND ALSO THE WRIT OF CERTIORARI, MANDAMUS, PROHIBITION AND FOR OTHER WRITS, ORDERS OR DIRECTIONS.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(24)

# आदेश पत्रक

मामला क्रमांक W.P.No. 777/02 सन् 200

विरुद्ध

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**18-10-2002**

Shri Manindra Shrivastava, counsel for the petitioners.

Shri Sanjay K Agarwal, Deputy Advocate General for the respondents No.1, 2 & 3.

Shri Ranbir Singh, Govt. Adv. for the respondent No.4.

Shri V.R. Tiwari, counsel for the respondents No.5 & 6.

Heard.

In view of the limited nature of dispute involved in this writ petition the Court feels that no useful purpose would be served in keeping this writ petition pending and accordingly on the prayer and consent of the learned counsel for the parties the petition has been disposed of at the admission stage.

The main prayer in this writ petition is for a direction to the respondents No.1 to 4 to make a due and proper enquiry into the allegations and complaints made by the petitioners regarding the status and caste of respondents No.5 & 6. According, to the petitioners though the said respondents do not belong to a reserved community yet, on the basis of false caste certificates, they are enjoying the benefits reserved for scheduled castes category and on the basis of false caste certificates they are also occupying public

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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# आदेश पत्रक

मामला क्रमांक W.P. No. 777/02 सन् 200

विरुद्ध

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित -2- | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
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offices. A return has been filed on behalf of the State government in which it is indicated that the matter has been referred to a high-level committee.

In view of the above, the petition is disposed of by directing the said high-level committee to take a decision on its own merits after hearing all the parties within the period of three months from the date of communication/ receipt of the order of this Court. It is made clear that the Court is not expressing any opinion on the merits of the contention raised before it.

With the above direction, the petition stands disposed of.

Certified copy as per rules.

Sd/-
P.C.Naik
Judge

Roshan

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